

MATTHEW L. SHARP, ESQ.

Nevada State Bar No. 4746

Matthew L. Sharp, Ltd.

432 Ridge Street

Reno, NV 89501

(775) 324-1500

matt@mattsharpplaw.com

RICHARD H. FRIEDMAN, ESQ.

Nevada State Bar No. 12743

Friedman | Rubin PLLP

1126 Highland Avenue

Bremerton, WA 98337

(360) 782-4300

rfriedman@friedmanrubin.com

JOSHUA D. KOSKOFF, ESQ. (Admitted *PHV*)

KATHERINE L. MESSNER-HAGE, ESQ. (Admitted *PHV*)

KOSKOFF, KOSKOFF & BIEDER, PC

350 Fairfield Ave.

Bridgeport, CT 06604

(203) 336-4421

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

JAMES PARSONS, et al.,

Plaintiffs,

vs.

COLT'S MANUFACTURING COMPANY

LLC; et al.,

Defendants.

CASE NO.: 2-19-cv-01189-APG-EJY

**STIPULATION AND ORDER TO
STAY DISCOVERY PENDING
RESOLUTION OF MOTIONS TO
DISMISS
(FIRST REQUEST)**

1 Plaintiffs James and Ann-Marie Parsons (“Plaintiffs”) and Defendants Colt’s
2 Manufacturing Company LLC; Colt Defense LLC; Daniel Defense Inc.; Patriot Ordnance
3 Factory, Inc.; FN America; Noveske Rifleworks LLC; Christensen Arms; Lewis Machine &
4 Tool Company; LWRC International LLC; Discount Firearms and Ammo LLC; DF&A
5 Holdings LLC; Maverick Investments LP; Sportsman’s Warehouse, Inc.; and Guns and Guitars
6 Inc. (“Defendants,” and together with Plaintiffs, the “Parties”) by and through their respective
7 counsel, hereby stipulate that all discovery deadlines and obligations, including those found in
8 Federal Rule of Civil Procedure 26, be stayed pending resolution of Defendants’ Motions to
9 Dismiss set to be filed on September 24, 2019 per this Court’s prior orders, ECF Nos. 25 and
10 60. This stipulation is requested by the Parties in good faith and not for the purposes of delay,
11 but in the interest of efficiency. This is the first request to stay discovery.

12 The Parties agree that good cause exists to stay discovery because Defendants’ Motions
13 to Dismiss are potentially dispositive of the entire case. Staying discovery until these Motions
14 are decided promotes efficiency, avoiding unnecessary costs in time and treasure. If the
15 operative complaint survives the Motions to Dismiss, the parties agree that thirty (30) days from
16 the notice of entry of the Court’s order will provide sufficient time to coordinate the various
17 Parties’ schedules and conduct a Rule 26(f) conference.

18 For these reasons, the parties respectfully request that the Court enter an Order as
19 follows:

20 1) Staying all discovery, including all discovery deadlines, pending the resolution of
21 Defendants’ Motions to Dismiss set to be filed on September 24, 2019;

22 2) If the original complaint survives Defendants’ Motions to Dismiss, the deadline to
23 hold the Rule 26(f) conference is extended to thirty (30) days from entry of the Court’s order
24 resolving the Motions to Dismiss.

25 **IT IS SO ORDERED.**

26 DATED this 30th day of September, 2019.

27 
28 UNITED STATES MAGISTRATE JUDGE

1 DATED this 27th day of August 2019.

2 MATTHEW L. SHARP, LTD.

3 /s/ Matthew L. Sharp

4 MATTHEW L. SHARP, ESQ.
5 State Bar No. 4746
6 432 Ridge Street
7 Reno, NV 89501
8 (775) 324-1500

9 RICHARD H. FRIEDMAN, ESQ.
10 Nevada State Bar No. 12743
11 Friedman | Rubin PLLP
12 1126 Highland Avenue
13 Bremerton, WA 98337
14 (360) 782-4300

15 Joshua D. Koskoff (Admitted PHV)
16 Admitted PHV
17 Katherine L Messner-Hage (Admitted PHV)
18 KOSKOFF, KOSKOFF & BIEDER, PC
19 350 Fairfield Ave.
20 Bridgeport, CT 06604
21 (203) 336-4421

22 *Attorneys for Plaintiffs*

DATED this 27th day of August 2019.

EVANS FEARS & SCHUTTERT LLP

/s/ Jay Schutttert

Jay J. Schutttert (Nev. #8656)
jschutttert@efstriallaw.com
Alexandria L. Layton (Nev. #14228)
alayton@efstriallaw.com
2300 West Sahara Avenue, Suite 950
Las Vegas, NV 89102
Telephone: (775) 805-0290
Facsimile: (775) 805-0291

*Counsel for Defendants Colt's Manufacturing
Company, LLC, Colt Defense, LLC,
Christensen Arms, Lewis Machine & Tool
Company, and LWRC International, LLC*

Bryon J. Benevento (Applying *Pro Hac Vice*)
Benevento.bryon@dorsey.com
Dorsey & Whitney, LLP
111 S. Main Street, Suite 2100
Salt Lake City, UT 84111-2176
Telephone: (801) 933-8958
Facsimile: (801) 933-7373

Counsel for Defendant Christensen Arms

John F. Renzulli (Applying *Pro Hac Vice*)
jrenzulli@renzullilaw.com
Christopher Renzulli (Applying *Pro Hac
Vice*)
crenzulli@renzullilaw.com
Scott C. Allan (Applying *Pro Hac Vice*)
sallan@renzullilaw.com
Renzulli Law Firm, LLP
One North Broadway, Suite 1005
White Plains, NY 10601-2310
Telephone: (914) 285-0700
Facsimile: (914) 285-1213

*Counsel for Defendants Colt's Manufacturing
Company, LLC, Colt Defense, LLC, Lewis
Machine & Tool Company, and LWRC
International, LLC*

1
2 DATED this 27th day of August 2019.

3 SNELL & WILMER LLP

4
5 /s/ V.R. Bohman

6 Patrick G. Byrne (Nev. 7636)
7 pbyrne@swlaw.com
8 V.R. Bohman (Nev. #13075)
9 vbohman@swlaw.com
10 3883 Howard Hughes Parkway, Suite 1100
11 Las Vegas, NV 89169
12 Telephone: (702) 784-5200
13 Facsimile: (702) 784-5252

14 *Counsel for Defendants Daniel Defense, Inc.,*
15 *Patriot Ordnance Factory, and Sportsman's*
16 *Warehouse*

17 DATED this 27th day of August 2019.

18 PISCIOTTI MALSCH

19 /s/ Anthony Piscioti

20 Anthony Piscioti (Applying *Pro Hac Vice*)
21 apiscioti@pmlegalfirm.com
22 Ryan Erdreich (Applying *Pro Hac Vice*)
23 rerdreich@pmlegalfirm.com
24 30 Columbia Turnpike, Suite 205
25 Florham Park, NJ 07932
26 Telephone: (973) 245-8100
27 Facsimile: (973) 245-8101

28 *Counsel for Defendant Noveske*
Rifleworks, LLC

DATED this 27th day of August 2019.

THE AMIN LAW GROUP, LTD.

/s/ Ismail Amin

Ismail Amin (Nev. 9343)
iamin@talglaw.com
3753 Howard Hughes Parkway, Suite 200
Las Vegas, NV 89169
Telephone: (702) 990-3583

Christopher M. Chiafullo (Applying *Pro Hac*
Vice)
cchiafullo@chiafullogroup.com
The Chiafullo Group, LLC
244 Fifth Avenue, Suite 1960
New York, NY 10001
Telephone: (908) 741-8531

Counsel for Defendants Discount Firearms
and Ammo, LLC, DF&A Holdings, LLC, and
Maverick Investments, LP

DATED this 27th day of August 2019.

MURCHISON & CUMMING, LLP

/s/ Michael Nunez

Michael Nunez (Nev. 10703)
mnunez@murchisonlaw.com
350 S. Rampart Blvd., Suite 3200
Las Vegas, NV 89145
Telephone: (702) 360-3856

James Vogts (Applying *Pro Hac Vice*)
jvogts@smbtrials.com
Swanson, Martin & Bell LLP
330 N. Wabash, Suite 3300
Chicago, IL 60611
Telephone: (312) 321-9100

Counsel for Defendant Guns & Guitars, Inc.

1 DATED this 27th day of August 2019.

2 SPENCER FANE LLP

3
4 /s/ John H. Mowbray

5 John H. Mowbray (Nev. 1140)

6 jmowbray@spencerfane.com

7 Mary E. Bacon (Nev. 12686)

8 mbacon@spencerfane.com

9 Jessica Chong (Nev. 13845)

10 jchong@spencerfane.com

11 300 South 4th Street, Suite 950

12 Las Vegas, NV 89101

13 Telephone: (702) 408-3414

14 Facsimile: (702) 408-3401

15 Camden R. Webb (*Pro Hac Vice*)

16 crwebb@williamsmullen.com

17 Robert C. Van Arnam (*Pro Hac Vice*)

18 rvanarnam@williamsmullen.com

19 Williams Mullen, PC

20 301 Fayetteville Street, Suite 1700

21 Raleigh, NC 27601

22 Telephone: (919) 981-4000

23 Facsimile: (919) 981-4300

24 Justin S. Feinman (*Pro Hac Vice*)

25 jfeinman@williamsmullen.com

26 Turner A. Broughton (*Pro Hac Vice*)

27 tbroughton@williamsmullen.com

28 Williams Mullen, PC

200 South 10th Street, 16th Floor

Richmond, VA 23219

Telephone: (804) 420-6000

Facsimile: (804) 420-6507

Counsel for Defendant FN America